#### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re:	) Chapter 11
	) Case No. 09-35697
My Ranch, Inc.	)
d/b/a Fresh Harvest Market	)
	) Judge Schmetterer
Debtor and Debtor in Possession	)
	)
	) Chapter 11
Cecilia N. Johnson	) Case No. 09-37011
	)
Debtor and Debtor in Possession	Hearing: April 13, 2010 at 10:00

#### **NOTICE OF HEARING**

PLEASE TAKE NOTICE that on April 13, 2010 at 10:00 am, or as soon thereafter as I may be heard, I will appear before the Honorable Jack B. Schmetterer, or any other Judge sitting in his stead, in Courtroom 682, Dirksen Federal Building, 219 S. Dearborn St., Chicago, IL, and will then and there present the **Debtor's Objection to Claim Number 3 filed by The Huntington National Bank**, a copy of which is enclosed and hereby served upon you, AT WHICH TIME AND PLACE YOU MAY APPEAR AND BE HEARD.

/s/ Philip Groben
One of Debtor's attorneys

Forrest L. Ingram, P.C. Forrest L. Ingram #3129032 79 W. Monroe St., Suite 900 Chicago, IL 60603 (312) 759-2838

#### **CERTIFICATE OF SERVICE**

I, Philip Groben, an attorney, certify that I caused a true and correct copy of the above and foregoing Notice and the document to which it refers, on all parties entitled to service, by electronic filing through ECF, or by regular U.S. mail, as set forth on the attached service list, on March 18, 2010.

/s/ Philip Groben

## **SERVICE LIST**

## Via CM/ECF:

US Trustee
William T. Neary
Office of the United States Trustee
Northern District of Illinois
219 S. Dearborn St., Room 873
Chicago, IL 60604

### Via U.S. Mail:

**Debtor** My Ranch, Inc. 4650 N. Sheridan Rd.

Chicago, IL 60640

# The Huntington National Bank

105 E. 4th Street Cincinnati, OH 45202

#### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re:	)	Chapter 11
	)	Case No. 09-35697
My Ranch, Inc.	)	
d/b/a Fresh Harvest Market	)	
	)	Judge Schmetterer
Debtor and Debtor in Possession	)	
	)	
	)	Chapter 11
Cecilia N. Johnson	)	Case No. 09-37011
	)	
Debtor and Debtor in Possession	)	Hearing: April 13, 2010 at 10:00

# DEBTOR'S OBJECTION TO CLAIM NO. 3 FILED BY GREATAMERICA LEASING CORP.

NOW COMES the Debtor and Debtor in Possession, Cecelia N. Johnson. (the "Debtor"), by and through her attorneys, Forrest L. Ingram, and for its Objection to Claim No. 3, filed by The Huntington National Bank ("Huntington")., state as follows:

- 1. On September 25, 2009 (the "Petition Date"), the Debtor filed its petition for relief under chapter 11 of the United States Bankruptcy Code.
- 2. This Court set the last day to file proofs of claim as January 1, 2010, with government proofs of claim due by March 24, 2010. Objections to proofs of claim were due by January 29, 2010.
- 3. On February 23, 2010, this Court extend the time for the Debtor to file objections to proofs of claim to March, 18, 2010.
- 4. Huntington filed proof of claim 3-1 with the Court on October 23, 2009. See attached **Exhibit A.** Box 4 alleges a secured claim in the amount of \$126,529.03 which is secured by a equipment.

Case 09-35697 Doc 218 Filed 03/18/10 Entered 03/18/10 18:15:43 Desc Main Document Page 4 of 4

- 5. Huntington has attached no evidence of a claim based upon a writing, as required by Rule of Bankruptcy Procedure 3001(c).
- 6. Huntington has attached no evidence of perfection of security interest as required by Rule of Bankruptcy Procedure 3001(d).
- 7. Upon Debtor's motion, this Court entered an order rejecting the lease between GreatAmerica and the Debtor on January 29, 2010.

**WHEREFORE**, the Debtor prays for an order reclassifying Claim No. 3, filed by The Huntington National Bank, as an unsecured claim in its entirety, and for such other and further relief as is just.

Respectfully submitted,

Cecelia N. Johnson

By: <u>/s/ Philip Groben</u>
One of its attorneys

Forrest L. Ingram Philip Groben Michael Ohlman Forrest L. Ingram, P.C. 79 W. Monroe St., Suite 900 Chicago, IL 60603 (312) 759-2838